

Message Text

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ACTION IO-13

INFO OCT-01 ISO-00 AF-08 ARA-06 EA-07 EUR-12 NEA-10
CIAE-00 DODE-00 PM-04 H-01 INR-07 L-03 NSAE-00 NSC-05
PA-01 PRS-01 SP-02 SS-15 USIA-06 DHA-02 CU-02 EB-08
OIC-02 TRSE-00 ACDA-07 /123 W
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P R 170900Z FEB 77

FM USMISSION GENEVA

TO SECSTATE WASHDC PRIORITY 5272

INFO USMISSION USUN NEW YORK

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E.O. 11652: N/A

TAGS: UN, SHUM

SUBJECT: HUMAN RIGHTS COMMISSION -- REALIZATION OF ECONOMIC,
SOCIAL AND CULTURAL RIGHTS (ITEM 7)

1. DEBATE ON ITEM 7 WAS LAUNCHED AT P.M. MEETING
FEBRUARY 14 BY MAJOR SPEECH, DELIVERED BY IRANIAN
REPRESENTATIVE, PRINCESS ASHRAF PAHLAVI, WHICH DWELT
HEAVILY ON THE NEEDS OF THE LESS-DEVELOPED COUNTRIES AND
RESPONSIBILITIES OF THE INDUSTRIALIZED COUNTRIES TO ASSIST
IN THEIR DEVELOPMENT. RUNNING THROUGH HER SPEECH WAS
THE THEME THAT THE ENJOYMENT OF THE FULL RANGE OF
CIVIL AND POLITICAL RIGHTS HAD REAL SIGNIFICANCE MAINLY
IN THE DEVELOPED COUNTRIES. IF THESE COUNTRIES ARE
REALLY SINCERE IN THEIR DESIRE TO IMPROVE RESPECT FOR
BASIC HUMAN RIGHTS THEY MUST ASSUME THEIR RESPONSIBILITIES
IN ASSISTING IN THE RAPID ECONOMIC DEVELOPMENT OF THE
DISADVANTAGED COUNTRIES.

2. USDEL HAS RECEIVED FROM THE IRANIAN DEL A
DRAFT RESOLUTION (TEXT AT END OF THIS MESSAGE) WITH
RESPECT TO WHICH OUR COMMENTS HAVE BEEN REQUESTED.
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3. IN USDEL'S JUDGMENT IN ADDITION TO OTHER LESS
DIFFICULT PROBLEMS THE MOST SERIOUS PROBLEM RAISED BY
THE IRANIAN DRAFT ARISES IN THE 7TH PREAMBULAR AND
1ST OPERATIVE PARAGRAPHS, BOTH OF WHICH APPEAR TO ASSERT
THAT THE FULL IMPLEMENTATION OF ECONOMIC, SOCIAL AND
CULTURAL RIGHTS IS A CONDITION PRECEDENT TO THE ENJOY-

MENT OF CIVIL AND POLITICAL RIGHTS.

4. USDEL RECOGNIZES THAT WE SHOULD NOT ACCEPT LANGUAGE WHICH SUPPORTS A HIERARCHY OF RIGHTS UNDER WHICH ENJOYMENT OF CIVIL AND POLITICAL RIGHTS MUST AWAIT IMPLEMENTATION OF ECONOMIC, SOCIAL AND CULTURAL RIGHTS. AT THE SAME TIME WE CONSIDER IT NECESSARY TO MEET THE LEGITIMATE CONCERN OF THE DEVELOPING COUNTRIES THAT THE TWO SETS OF RIGHTS ARE INTERRELATED AND THAT THE ECONOMIC CONDITION OF A PEOPLES CAN AFFECT BOTH THE CAPACITY OF GOVERNMENTS TO ACCORD SOME CIVIL AND POLITICAL RIGHTS AS WELL AS THE CAPACITY OF THE PEOPLE TO ENJOY THEM. USDEL THEREFORE PROPOSES THAT AS A SUBSTITUTE FOR THE 7TH PREAMBULAR PARAGRAPH WE SUGGEST LANGUAGE ALONG THE FOLLOWING LINES: QTE. CONSIDERING THAT ALL HUMAN RIGHTS AND FUNDAMENTAL FREEDOMS ARE INTERDEPENDENT AND THAT THE FULL ENJOYMENT OF ECONOMIC, SOCIAL AND CULTURAL RIGHTS CAN REINFORCE AND PROMOTE THE FULL ENJOYMENT OF CIVIL AND POLITICAL RIGHTS. UNQTE. SIMILAR LANGUAGE COULD BE ADAPTED TO REVISE OPERATIVE PARAGRAPH 1.

5. USDEL DESIRES TO BE AS FORTHCOMING AND RESPONSIVE AS POSSIBLE IN CONSULTING WITH THE IRANIAN ANB OTHER INTERESTED DELEGATIONS ON A DRAFT RESOLUTION. CONSEQUENTLY REQUEST DEPT'S ADVICE ON TEXT AS WELL AS UPON USDEL'S IDEAS FOR DEALING WITH THE BASIC PROBLEM PROPOSED BY THE 7TH PREAMBULAR AND FIRST OPERATIVE PARAGRAPHS.
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6. THIS ITEM WILL DOUBTLESS ASSUME INCREASING IMPORTANCE IN FUTURE YEARS AS HRC REACTS TO CONCERNS OF LDCS. WOULD THEREFORE IN ADDITION APPRECIATE ANY GENERAL IDEAS AND GUIDANCE DEPARTMENT CAN OFFER ON THE APPROACH WE SHOULD ADOPT IN DEALING WITH THE METHODS TO BE FOLLOWED IN IMPLEMENTING ECONOMIC, SOCIAL AND CULTURAL RIGHTS.

7. TEXT OF RESOLUTION. QUOTE:

THE COMMISSION ON HUMAN RIGHTS

RECALLING ITS RESOLUTION 2 (XXXI) WHICH DECIDED TO INSCRIBE ON ITS AGENDA THE ITEM "QUESTION OF THE REALIZATION OF THE ECONOMIC, SOCIAL AND CULTURAL RIGHTS CONTAINED IN THE UNIVERSAL DECLARATION OF HUMAN RIGHTS AND IN THE INTERNATIONAL COVENANT ON ECONOMIC, SOCIAL AND CULTURAL RIGHTS, AND STUDY OF SPECIAL PROBLEMS RELATING TO HUMAN RIGHTS IN DEVELOPING

COUNTRIES" AS A STANDING ITEM WITH HIGH PRIORITY,

RECALLING FURTHER GENERAL ASSEMBLY RESOLUTIONS 2542 (XXIV)
OF 11 DECEMBER 1969, CONTAINING THE DECLARATION ON SOCIAL PROGRESS
AND DEVELOPMENT AND 31/84 OF 13 DECEMBER 1976 ON THE WORLD
SOCIAL SITUATION,

TAKING INTO ACCOUNT THE PROVISIONS OF THE DECLARATION AND THE
PROGRAMME OF ACTION CONCERNING THE ESTABLISHMENT OF THE NEW
INTERNATIONAL ECONOMIC ORDER AND THE CHARTER OF THE ECONOMIC
RIGHTS AND DUTIES OF STATES, ADOPTED BY THE GENERAL
ASSEMBLY IN ITS RESOLUTIONS 3201 (S-VI) AND 3202 (S-VI) OF 1
MAY 1974, AS WELL AS RESOLUTION 3362 (S-VII) OF
16 SEPTEMBER 1975 ON DEVELOPMENT AND INTERNATIONAL
ECONOMIC CO-OPERATION,

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RECOGNIZING THAT THE PERSISTENCE OF COLONIALISM, AGGRESSIONS
AND THREATS AGAINST NATIONAL SOVEREIGNTY, NATIONAL UNITY AND
TERRITORIAL INTEGRITY OF FOREIGN OCCUPATION, APARTHEID, ALL
FORMS OF DISCRIMINATION AND DOMINATION, AS WELL AS THE REFUSAL
TO RECOGNIZE THE FUNDAMENTAL RIGHTS OF EVERY NATION TO EXERCISE
FULL SOVEREIGNTY OVER ITS NATIONAL WEALTH AND RESOURCES CON-
STITUTE MAIN OBSTACLES IN THE ACHIEVEMENT OF THE FULL IMPLEMEN-
TATION OF THE ECONOMIC, SOCIAL AND CULTURAL RIGHTS,

CONCERNED ABOUT THE EVER-GROWING DISPARITY OF LIVING CONDITIONS
AND INCOME LEVELS BETWEEN THE DEVELOPED AND THE DEVELOPING
COUNTRIES, AND CONVINCED THAT IT IS THE DUTY OF THE INTERNA-
TIONAL COMMUNITY TO CONTRIBUTE TO PUT AN END TO THIS DISPARITY,

CONVINCED THAT THE RESOURCES THAT COULD BE RELEASED AS A RESULT OF ACHIEVING GENERAL AND COMPLETE DISARMAMENT ARE OF SIGNIFICANT IMPORTANCE TO SECURE ECONOMIC AND SOCIAL DEVELOPMENT AND, CONSEQUENTLY, THE FULL IMPLEMENTATION OF ECONOMIC, SOCIAL AND CULTURAL RIGHTS, PARTICULARLY IN DEVELOPING COUNTRIES.

CONSIDERING THAT DUE TO THE INTERDEPENDENCE OF ALL HUMAN RIGHTS AND FUNDAMENTAL FREEDOMS, THE FULL IMPLEMENTATION OF ECONOMIC, LIMITED OFFICIAL USE

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SOCIAL AND CULTURAL RIGHTS IS OF PARAMOUNT IMPORTANCE FOR THE REAL AND MEANINGFUL ENJOYMENT OF CIVIL AND POLITICAL RIGHTS,

CONSIDERING THE IMPORTANCE OF THE PROVISIONS OF THE INTERNATIONAL COVENANT ON ECONOMIC, SOCIAL AND CULTURAL RIGHTS AND ITS ENTRY INTO FORCE,

BEARING IN MIND THE REPORT OF THE SPECIAL RAPPORTEUR ON THE "IMPLEMENTATION OF ECONOMIC, SOCIAL AND CULTURAL RIGHTS: PROBLEMS, POLICIES, PROGRESS". (SEE FOOTNOTE)

1. STRESSES THE RESPONSIBILITY AND DUTY OF ALL MEMBERS OF THE INTERNATIONAL COMMUNITY TO CREATE THE NECESSARY CONDITIONS FOR THE FULL REALIZATION OF ECONOMIC, SOCIAL AND CULTURAL RIGHTS AS AN ESSENTIAL WAY TO SECURE THE REAL AND MEANINGFUL ENJOYMENT OF CIVIL AND POLITICAL RIGHTS,

2. CALLS UPON ALL STATES TO TAKE PROMPT AND EFFECTIVE MEASURES, BOTH IN THE NATIONAL AND THE INTERNATIONAL LEVEL, TO REMOVE ALL OBSTACLES TO THE FULL REALIZATION OF ECONOMIC, SOCIAL AND CULTURAL RIGHTS AND TO PROMOTE ALL ACTIONS THAT WILL SECURE THE ENJOYMENT OF THE SAID RIGHTS.

3. DECIDES THAT THE PRINCIPLES SET FORTH IN THE PRESENT RESOLUTION WILL GUIDE ITS FUTURE WORK ON THIS ITEM AND, ACCORDINGLY, TO GIVE SPECIAL ATTENTION TO THE CONSIDERATION OF THE OBSTACLES HINDERING THE FULL REALIZATION OF THE ECONOMIC, SOCIAL AND CULTURAL RIGHTS AND THE ACTIONS TAKEN, IN THE NATIONAL AND INTERNATIONAL LEVELS TO SECURE THE ENJOYMENT OF SAID RIGHTS.

(FOOTNOTE: E/CN.4/1108/REV.1 AND E/CN.4/1131/REV. 1)

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Message Attributes

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